

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

A.S.R., individually and on behalf of all others  
similarly situated,

*Petitioner–Plaintiff,*

v.

DONALD J. TRUMP, in his official capacity as  
President of the United States, *et al.*,

*Respondents–Defendants.*

Case No. 3:25-cv-113

**PETITIONER-PLAINTIFF’S  
MOTION FOR CLASS  
CERTIFICATION AND  
APPOINTMENT OF CLASS  
COUNSEL**

**PETITIONER-PLAINTIFF’S MOTION FOR CLASS CERTIFICATION  
AND APPOINTMENT OF CLASS COUNSEL**

TO THE COURT, ALL PARTIES AND COUNSEL OF RECORD:

PLEASE TAKE NOTICE that Petitioner-Plaintiff (“Petitioner”) hereby moves the Court for an order certifying a class in this matter as follows:

All noncitizens in custody in the Western District of Pennsylvania who were, are, or will be subject to the March 2025 Presidential Proclamation entitled ‘Invocation of the Alien Enemies Act Regarding the Invasion of the United States by Tren De Aragua’ and/or its implementation.

Petitioner further moves for an order appointing him as representatives of the class defined above, and appointing Petitioner’s counsel as counsel for the class.

Petitioners further move for an order requiring the government to identify members of the class and provide notice when a class member is transferred into the District.

This Motion is made pursuant to the Federal Rule of Civil Procedure 23(a) and 23(b)(2) or, in the alternative, under principles of habeas jurisdiction and equity with Federal Rule of Civil Procedure 23 as a guidepost. The Motion is based upon a supporting Memorandum of Law and accompanying declaration, which is filed concurrently with this Motion.

Dated: April 15, 2025

Respectfully submitted,

Lee Gelernt (NY 2502532)\*  
Daniel Galindo (CA 292854)\*  
Ashley Gorski (NY 4874228)\*  
Patrick Toomey (4983979)\*  
Sidra Mahfooz (NY 5782693)\*  
Omar Jadwat (NY 4118170)\*  
Hina Shamsi (NY 2995579)\*  
AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION  
125 Broad Street, 18th Floor  
New York, NY 10004  
T: (212) 549-2660  
F: (212) 519-7871  
E: lgelernt@aclu.org  
E: dgalindo@aclu.org  
E: agorski@aclu.org  
E: ptoomey@aclu.org  
E: smahfooz@aclu.org  
E: ojadwat@aclu.org  
E: hshamsi@aclu.org

Noelle Smith (CA 344481)\*  
Oscar Sarabia Roman (CA 341385)\*  
My Khanh Ngo (CA 317817)\*  
Cody Wofsy (CA 294179)\*  
AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION  
425 California Street, Suite 700  
San Francisco, CA 94104  
T: (415) 343-0770  
F: (212) 519-7871  
E: nsmith@aclu.org  
E: osarabia@aclu.org  
E: mnngo@aclu.org  
E: cwofsy@aclu.org

/s/ Vanessa L. Stine  
Vanessa L. Stine (PA 319569)  
Witold J. Walczak (PA 62976)  
Keith Armstrong (PA 334758)\*  
AMERICAN CIVIL LIBERTIES UNION  
OF PENNSYLVANIA

P.O. Box 60173  
Philadelphia, PA 19102  
T: 215-592-1513  
F: 267-573-3054  
E: vstine@aclupa.org  
E: karmstrong@aclupa.org

P.O. Box 23058  
Pittsburgh, PA 15222  
T: 412-681-7864  
F: 267-573-3054  
E: vwalczak@aclupa.org

Attorneys for Petitioner-Plaintiff  
*\*Pro hac vice applications forthcoming*

## CERTIFICATE OF SERVICE

I hereby certify that on April 15, 2025, I provided copies by email of the foregoing motion, declaration, and accompanying memorandum and proposed order to the U.S. Attorney's Office, Western District of Pennsylvania to:

United States Attorney's Office  
Western District of Pennsylvania  
Lee Karl  
Adam Fischer  
Michael Colville  
700 Grant Street, Suite 4000  
Pittsburgh, PA 15219  
michael.colville@usdoj.gov  
lee.karl@usdoj.gov  
adam.fischer@usdoj.gov

Dated: April 15, 2025

/s/ Vanessa Stine  
Vanessa Stine (PA 319569)  
AMERICAN CIVIL LIBERTIES  
UNION OF PENNSYLVANIA  
P.O. Box 60173  
Philadelphia, PA 19102  
T: 215-592-1513  
F: 267-573-3054  
E: vstine@aclupa.org

*Attorney for Petitioner- Plaintiff*